

VICTOR C. MORENO
vmoreno@fbtlaw.com
(513) 651-6812

FROST BROWN TODD LLC

2200 PNC Center
201 E. Fifth Street
Cincinnati, Ohio 45202-4182
(513) 651-6800
Facsimile (513) 651-6981
www.frostbrowntodd.com

DA C
#46

September 12, 2003

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Title: Omniview Motionless Camera Orientation System
Serial No.: 08/887,319
Filed: 07/02/1997
Inventor: Martin, et al.
Atty Ref.: 0103079 - 0517929

RECEIVED

SEP 24 2003

Dear Sir:

Technology Center 2600

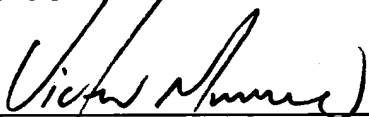
Enclosed for filing are the following papers for the above-referenced patent revival:

1. Petition to Withdraw Holding of Abandonment Under 37 CFR 1.181;
2. Copy of Amendment and Response (previously filed 01/22/2003);
3. Power of Attorney;
4. Self-addressed postage prepaid return receipt postcard.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 06-2226.

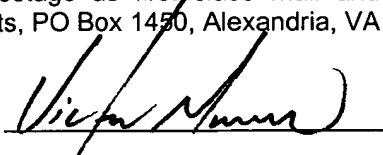
Respectfully submitted,

FROST BROWN TODD LLC


Victor C. Moreno (Reg. No. 40,732)

Certificate of Mailing

The undersigned certifies that this correspondence was deposited with the U.S. Postal Service with sufficient postage as first class mail and addressed to "Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450" on 9/12, 2003.



RECEIVED

SEP 17 2003

OFFICE OF PETITIONS



PATENTS

UNITED STATES PATENT AND TRADEMARK OFFICE

Application:	08/887,319	Examiner:	Lee, Michael
Filed:	07/02/1997	Art Unit:	2614
Inventor:	Martin, et al.	Atty Ref.:	0103079/0517929
Title:	Omniview Motionless Camera Orientation System		

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 CFR 1.181

RECEIVED

SEP 24 2003

AND IN THE ALTERNATIVE,

Technology Center 2600

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

SEP 17 2003

OFFICE OF PETITIONS

Sir:

This paper is being filed for the above-referenced application as a petition to withdraw holding of abandonment pursuant to 37 CFR 1.181. In the alternative, the applicants petition for revival of an application for patent abandoned unintentionally under 37 CFR 1.137(b).

1. **PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37
CFR 1.181.**

Applicants petition the Commissioner to withdraw the holding of abandonment of the above-referenced application. An official Notice of Abandonment was mailed from the PTO on July 16, 2003.

This abandonment is a result of the Applicants' purported failure to file a response to the Office letter mailed on November 26, 2002. Applicants did indeed file a response on January 22, 2003, which was both timely and should have placed the above-referenced application into a condition for allowance. A true and accurate copy of

the Amendment and Response is attached. As you will see, the paper includes a Certificate of Mailing in compliance with Rule 1.8(a) showing the paper was deposited with the U.S. Postal Service on January 22, 2003.

In compliance with the three requirements of Rule 1.8(b), Applicant provides the following:

- (1) Applicant hereby informs the Office of the previous mailing of the correspondence promptly after becoming aware that the Office has no evidence of receipt of the correspondence;
- (2) Applicant hereby supplies an additional copy of the previously mailed correspondence and certificate; and
- (3) The undersigned attests based on personal knowledge that the Amendment and Response was deposited with the U.S. Postal Service on January 22, 2003.

Thus, it is respectfully requested that pursuant to 37 CFR 1.181, the Commissioner withdraw the holding of abandonment of the above-referenced application and consider the Amendment and Response timely filed under Rule 1.8(b), which should place the application in a condition of allowance.

2. PETITION FOR REVIVAL OF AN APPLICATION FOR A PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

In the alternative, if the Commissioner does not accept Applicants' Petition to Withdraw the Holding of Abandonment for the above-cited application, Applicants submit a Petition for Revival of an Application Abandoned Unintentionally, under 37 CFR 1.137(b), along with the following:

- (1) Required Reply:

A copy of the Amendment and Response placing the application in a condition for allowance is attached.

- (2) Petition Fee:

The Commissioner is hereby authorized to charge payment of the petition fee to Deposit Account No. 06-2226.

- (3) Statement:

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

RECEIVED

SEP 24 2003

Technology Center 2600

RECEIVED

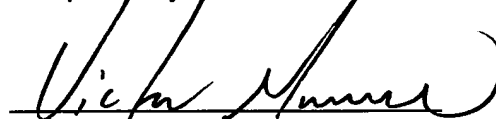
SEP 17 2003

OFFICE OF PETITIONS

(4) Terminal Disclaimer:

Since this nonprovisional utility application was filed after June 8, 1995, a terminal disclaimer is not required.

Respectfully Submitted,



Victor C. Moreno (40,732)

Frost Brown Todd LLC

2200 PNC Center

201 East Fifth Street

Cincinnati, Ohio 45202-4182

Tel: 513-651-6812

Fax: 513-651-6981

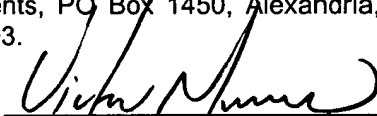
RECEIVED

SEP 24 2003

Technology Center 2600

Certificate of Mailing

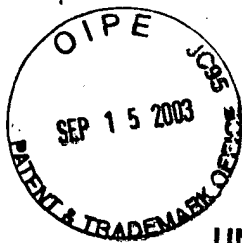
The undersigned certifies that this correspondence was deposited with the U.S. Postal Service with sufficient postage as first class mail and addressed to "Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450" on 9/12, 2003.



RECEIVED

SEP 17 2003

OFFICE OF PETITIONS



PATENTS

UNITED STATES PATENT AND TRADEMARK OFFICE

S/N: 08/887,319

Examiner: Lee, Michael

Filed: 07/02/1997

Art Unit: 2614

Inventor: Martin et al.

Docket: IN100/100004

Title: Omniview Motionless Camera Orientation System

AMENDMENT AND RESPONSE

Commissioner for Patents
Washington, D.C. 20231

RECEIVED

SEP 24 2003

Technology Center 2600

Dear Sir:

This paper is being filed in response to the Office Action dated November 26, 2002, in the above-referenced case.

AMENDMENT

IN THE CLAIMS:

RECEIVED

SEP 17 2003

Please cancel claims 52-79, without prejudice.


OFFICE OF PETITIONS

REMARKS

Claims 52-79 have been cancelled. The amendments are being made in response to the *ex parte Quayle* action in which the Office withdrew the cancelled claims from consideration. Accordingly, the amendments are being made to correct formal matters and are not being made for reasons relating to patentability. The amendments are fully supported by the specification, claims, and figures as originally filed. No new matter is believed or intended to be involved.

The Applicants appreciate the statement in the Office Action that claim 25 is allowable. Since claim 25 is the only pending claim, the application is in a condition for allowance. Applicants respectfully request reconsideration and an early notice of allowance.

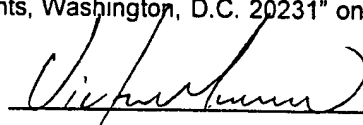
Respectfully Submitted,



Victor C. Moreno (Reg. No. 40,732)
GRAYDON HEAD & RITCHEY LLP
1900 Fifth Third Center
511 Walnut Street
Cincinnati, Ohio 45202-3157
(513) 629-2729

Certificate of Mailing

The undersigned certifies that this correspondence was deposited with the U.S. Postal Service with sufficient postage as first class mail and addressed to "Commissioner for Patents, Washington, D.C. 20231" on Jan 22, 2003.



327328

RECEIVED

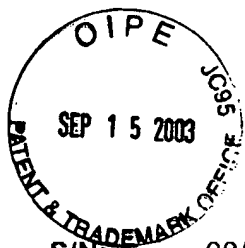
SEP 17 2003

OFFICE OF PETITIONS

RECEIVED

SEP 24 2003

Technology Center 2600



PATENTS

UNITED STATES PATENT AND TRADEMARK OFFICE

S/N: 08/887,319

Examiner: Lee, Michael

Filed: 07/02/1997

Art Unit: 2614

Inventor: Martin et al.

Docket: 0103079/0517929

Title: Omniview Motionless Camera Orientation System

RECEIVED

SEP 24 2003

STATEMENT UNDER 37 CFR 3.73(b),
REVOCATION OF POWER OF ATTORNEY, AND Technology Center 2600
NEW POWER OF ATTORNEY

Interactive Pictures Corporation, an Tennessee corporation, is the assignee of record of the entire right, title and interest in the above-referenced patent application by virtue of an assignment from the inventor(s) of the above-referenced patent application. The assignment was recorded in the United States Patent and Trademark Office at Reel 9103, Frame 0795. The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

I hereby revoke all previous powers of attorney or authorizations of agent given in the above-identified application.

I hereby appoint the Practitioners at Customer Number 26874, c/o Frost Brown Todd LLC, as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

By: 

Name: Paul Farmer

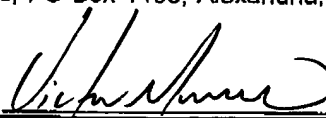
Title: Chief Financial Officer

Date: 9/11/03

CinLibrary/1326043.1

Certificate of Mailing

The undersigned certifies that this correspondence was deposited with the U.S. Postal Service with sufficient postage as first class mail and addressed to "Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450" on 9/12, 2003.



RECEIVED

SEP 17 2003

OFFICE OF PETITIONS